

07-26-01

A.

07/25/01

UTILITY PATENT APPLICATION

TRANSMITTAL

Attorney Docket No.

P51160

First Named Inventor

Ersine, et al.

Use new non-provisional applications under 37 CFR 1.53(b)

"EXPRESS MAIL CERTIFICATE"

EXPRESS MAIL MAILING LABEL NUMBER EL 737 870 295 USDATE OF DEPOSIT: 25 July 2001

I hereby certify that this paper or fee and the papers indicated as being transmitted herewith are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date and with the Mailing Label Number indicated above and addressed to: The Assistant Commissioner for Patents, Box Patent Application, Washington, D.C. 20231.

NAME OF PERSON MAILING PAPER OR FEE

(TYPE OR PRINT)

EDWARD G. JIMMI

SIGNATURE



11002 U.S. PTO 09/12/01

07/25/01

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to Deposit Account No. 19-2570
- ☒ General Authorization to charge any and all fees under 37 CFR 1.16 or 1.17, including petitions for extensions of time, relating to this application. (37 CFR 1.136(a)(3))
(Submit an original, and a duplicate for fee processing)

- ☒ The total fee is calculated as shown below:
- | | |
|-------------------------------------|----------|
| Basic Filing fee | \$710.00 |
| Total Claims 38 - 20 = 18 x \$18 | \$324.00 |
| Independent Claims 4 - 3 = 1 x \$80 | \$ 80.00 |
- ☐ Multiple Dependent Claim present. \$270
- TOTAL FILING FEE** \$1,114.00
- ☐ Cancel in this application original claims to ___ of the prior application before calculating the filing fee.

- ☒ Charge \$1,114.00 to the above indicated Deposit Account.

- ☒ Specification excluding Drawings [Total Pages] 45
- ☒ Abstract on a separate sheet [Total Pages] 1
- ☐ Drawing(s) (35 USC 113) [Total Sheets] ___

- ☒ Declaration and Power of Attorney [Total Pages] 3
- a. ☐ Newly executed (original or copy)
- b. ☐ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 17a completed)
- c. ☒ Unsigned Declaration
[Note Box 6 below]
- i. ☐ DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

6. ☐ Incorporation By Reference (useful if Box 5b is checked)
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 5b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

7. ☒ The Title of the Invention:
COMPOUNDS AND METHODS FOR THE TREATMENT OF NEOPLASTIC DISEASE

8. ☐ Nucleotide and/or Amino Acid Sequence Submission
- a. ☐ Computer Readable Copy
- b. ☐ Paper Copy (identical to computer copy)
- c. ☐ Statement verifying identity of above copies
- d. ☐ Use the identical computer-readable form filed in Application No. _____, filed _____ as the computer-readable form for the instant application. (37 CFR 1.821(e))

ACCOMPANYING APPLICATION PAPER

9. a. ☐ Information Disclosure Statement (IDS)
- b. ☐ PTO-1449
- c. ☐ Copies of all IDS Citations
10. ☐ Assignment Papers (cover sheet & document(s))
11. ☐ Prior Application is Assigned to: _____
(for continuation/divisional with Box 17a completed)

12. ☐ Preliminary Amendment [Total Pages] ___

13. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)

14. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)

15. ☐ Transfer all references cited by Applicants or by the Examiner from the parent Application Serial No. _____, filed _____, A PTO-1449 listing the references is enclosed.

16. ☒ Other: Non-Publication Request

17. ☐ Priority Information, check appropriate box and supply the requisite information
- a. The accompanying application is a ☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No: 0 filed 0.

- b. ☒ Benefit is claimed under Title 35, United States Code, Section 119(e) of the following Provisional Applications:
Application No. 60/220,635, filed July 25, 2000.

- c. ☐ Please amend the specification by inserting before the first line the sentence: (37 CFR 1.78)
This is a continuation/divisional of application Serial No. _____ filed _____.

18. CUSTOMER NUMBER: 20462

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19. RESPECTFULLY SUBMITTED

Signature

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Date of Deposit: July 25, 2001

Attorney Docket No.: P51160

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Symon Erskine, *et al.*

25 July 2001

For: COMPOUNDS AND METHODS FOR THE TREATMENT OF
NEOPLASTIC DISEASE

Assistant Commissioner for Patents
Box Patent Application
Washington, D.C. 20231

NON-PUBLICATION REQUEST UNDER 35 U.S.C.

122(b)(2)(B)(i)

Sir:

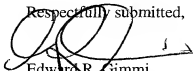
I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of the application (35 U.S.C. 122(b)(2)(B)(iii))**

Respectfully submitted,



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